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CONFIDENTIAL SETTLEMENT COMMUNICATION
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June 27, 2022

Via Email & Certified U.S. Mail

Eric J. Wilson
Deputy Director
Enforcement and Homeland Security
Superfund and Emergency Management Division
U.S. Environmental Protection Agency, Region 2
290 Broadway
New York, NY 10007

Dear Mr. Wilson:

CSX Transportation, Inc. (“CSXT”) hereby further responds on behalf of Pharmacia LLC to the Notice Letter issued by the United States Environmental Protection Agency (“EPA”) on March 2, 2022, regarding the Lower Passaic River Study Area of the Diamond Alkali Superfund Site (the “Notice Letter”).

Exemption (b)(7)(A)

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EPA's estimate for the OU 2 is \$1.382 billion. EPA's estimate, however, includes \$165 million for the OU 2 remedial design already being performed by OxyChem. Exemption (b)(7)(A)

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With respect to OU 4, EPA's September 28, 2021, IR ROD estimate for the OU 4
RD/RA is \$441,000,000. **Exemption (b)(7)(A)**

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Sincerely,

A handwritten signature in cursive script, reading "Daniel E. Schmitt". The signature is written in a dark ink and is positioned above the printed name and title.

Daniel E. Schmitt
Senior Counsel, CSXT

CC: Paul Simon, Acting Regional Counsel, EPA Region 2
Sarah Flanagan, Branch Chief, New Jersey Superfund Branch (NJSUP), EPA
Region 2 Office of Regional Counsel
Juan Fajardo, Assistant Regional Counsel, NJSUP
Kathryn DeLuca, Assistant Regional Counsel, NJSUP
Frances Zizila, Assistant Regional Counsel, NJSUP
Pat Evangelista, Director for the Superfund Emergency Management Division (SEMD), EPA
Region 2
Michael Sivak, Branch Chief, SEMD – Passaic/Hackensack/Newark Bay Remediation
Branch (PHNBRB)
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Diane Salkie, Remedial Project Manager, SEMD – PHNBRB
Brian Donohue, Senior Attorney, Environment Enforcement Section (EES),
Environment and Natural Resources Division, U.S. Department of Justice,
Laura Rowley, Attorney, EES
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